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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK. OFFICE

In re: Application of: BACCHIAZ, et al.

Application No.: 09/764,729

Examiner:

DANG, HUNG Q.

Date Filed: January 17, 2001

Group: 2635

For:

BIOMETRIC KEY

INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR §1.97(b)

CERTIFICATE OF TRANSMISSION/MAIL NG

I hereby certify that this conespondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 206

Reg No. 50,488

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to the Duty to Disclose under 37 C.F.R. §1.56, the reference cited on the accompanying form PTO/SB/08A is hereby brought to the attention of the Examiner for independent evaluation.

The submission of the listed document is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Applicants respectfully request that the listed documents be considered by the Examiner and made of record in the present application and that an initialed copy of form PTO/SB/08A be returned in accordance with MPEP §609.

{WP290024:1}

Docket No. 9300-1

Appln. No. 09/764,729 Petition to Withdraw from Issue

This Statement is being filed concurrently with a Request for Continued Examination (RCE) and this paper is thus submitted in accordance with 37 CFR 1.97(b). In view of this certification, a fee is not required for consideration of this document. Nevertheless, should a fee be deemed to be due by the Commissioner, such fee should be charged to Deposit Account No. 50-0951.

Date: 3 2 00

Docket No. 9300-1

Respectfully submitted,

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PTO/SB/08A (08-03)

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| | Application Number | 09/764,729 | | | | |
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| | First Named Inventor | Bacchiaz, et al. | | | | |
| | Art Unit | 2635 | | | | |
| | Examiner Name | DANG HUNG Q. | | | | |

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Examiner Considered

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